



22
UNITED STATES DEPARTMENT OF COMMERCE

Patent and Trademark Office
ASSISTANT SECRETARY AND COMMISSIONER
OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

Paper No. 22

01/19/2000

In re Application of:
Brian Seed et al
Serial Number: 08/717,294
Filed: September 20, 1996
Title: HIGH LEVEL EXPRESSION OF
PROTEINS

DECISION ON PETITION

This is in response to the "PETITION TO SUSPEND ACTION ON APPLICATION", filed July 29, 1999.

The Petition to correct inventorship of U.S. Patent No. 5,786,464 has been granted and the application has been forwarded to Certificate of Correction. As to recording of changes in inventorship of PCT application, attention is invited to PCT Rule 92bis, particularly (b). WO 96/09378 is the publication of PCT/US95/11511, filed 8 September 1995, which claims priority of US 08/324,243, filed 19 September 1994. It appears that the decision on inventorship of the '464 patent is after the expiration of the time limit. Therefore, the Petition is DENIED.

John Doll, Director
John Doll, Director
TC1600

Karen L. Elbing, Ph.D
Clark & Elbing LLP
176 Federal Street
Boston, MA 02110